LAW FITS BAKER'S CASE

Civil Service Will Investigate His Campaign Soliciting.

IS A FEDERAL EMPLOYE

Congressmen's Clerks Are Held to Come Under the Provisions of the Prohibitive Act and the Commissioners Will Make an Inquiry-Extent of His Operations.

The Civil Service Commission will make an inquiry into the illegal solicitation of funds from Government employes to be used in the pending Ohio campaign, the investigation to be based upon the charges printed exclusively in the Morning Times of to-day.

The sandbagging of clerks by R. T. Baker, clerk to Representative Layton and secre tary of the Ohio Democratic Associatio is in every way similar to the case of Recorder Taylor, who was found guilty by the commission and recommended to the President for dismissal, although such ac

President for dismissal, although such action seems to have been a trifle deferred. The interpretation of the civil service law is that the prohibition applies to the individual. This is also the view taken by Attorney General Olney in his decision of the Rickenbaugh case. While a private individual may solicit money to be used for political parposes by mail in a bailding occupied for Government uses, a Federal official cannot do so. official cannot do so.

BAKER'S OFFICIAL STATUS. on the present instance Baker is undoubtedly a Federal officer. An act of Congress makes appropriation and authorizes Con-gressmento employ clerks, who consequent-ly become Government employes, and are included in the prohibition of the civil service law. This would make Mr. Eaker

service law. This would make Mr. Eaker legally liable, even if Representative Layton should deny all knowledge of or responsibility for the acts of his clerk.

If the civil service law as applied to Recorder Taylor has not been discarded, it is now apparently applicable to both master and man. The law is sweeping, employed. phatic and comprehensive, being as fol-lows:

lows:
Section 11. That no Senator or Repre-bentative, or Territorial belegate of the Congress, or Senator, Representative, or Delegate-elect, or any officer or employe of either of said houses, and no executive. judicial, military or naval officer of the United States, and no clerk or employe of any Department, branch or bureau of the United States, and no clerk or employe of executive, judicial, or military, or naval service of the United States, shall, directly or indirectly, solicit or receive, or be in any manner concerned in soliciting or reany manner concerned in soliciting or re-ceiving any assessment, subscription or contribution for any political purpose what-ever, from any officer, clerk, or employe of the United States, or any Department, branch or bureau thereof, or from any person receiving any salary or compensa-tion from moneys derived from the Treas-ury of the United States.

LAW FITS THE CASE.

Section 14. That no officer, clerk, or other person in the service of the United States shall, directly or indirectly, give or States shall, directly or indirectly, give or hand over to any other officer, clerk or person in the service of the United States, or to any Senator or Member of the House of Representatives, or Territorial Delegate, any money or other valuable thing on account of or to be applied to the promotion of any political object whatever.

Sec. 15. That any person who shall be guilty of violating any provision of the four foregoing sections shall be deemed guilty of a missemeanor, and shall, on a misdemeanor, and shall, on conviction thereof, be punished by a fine not exceeding \$5,000, or by imprisonment for a term not exceeding three years, or by such line and imprisonment both, in the discretion of the court.

The statement of Baker's operations, as given in The Times, has been laid before the and they will be reafte decide as to what action shall be taken or how far the investigation shall extend. Baker's operations appear to be more extensive in the Government Printing Office than in any other department. Each n called upon is expected to contrib

VERY STRONG HINTS fle is given to understand that com pliance with the request will enhance the prospects of retention in office, while

refusal will hasten his decapitation. Demo-crats and Republicans alike are asked to The circulars received at the Printing office read as follows:

"House of Representatives,
"October 1, 1895.
"Dear Sir. Having secertained that you
are desirous of contributing to the Ohio
Democratic campaign fund, I take this opportunity of informing you that I will be at my office, Room 39. Equity Bailding, No. 317 and 319 Four and a half street northwest, from 11 a m to 2 p m, and from 3 to 5 and 7 to 8 p m, where I am authorized to receive such contributions to be forwarded to the State com

You can, if you prefer, send the mor by mail or messenger instead of bring-ing it to person, and a receipt therefor will be forwarded to you by the next mail.

"Very respectfully "R. T. BAKER "Sec. Ohio State Democratic Asso'n.

MR. OLNEY'S DECISION. The opinion of Attorney General Olney in the Totedo case is simply the expression of his views, and a court of law might decide the matter in an entirely different

At the same time, the present Attorney General might be asked for an opinion and not sustain the sentiments expressed by Mr. Oney while Attorney General.

In no event is a mere opinion binding upon the commission, but they can exercise their

own judgment, and if deemed advisable bring a test case in order to obtain a de cision from the courts.

Another fact which must not be overlooked is that any clerk or employe of the govern-ment who makes a contribution for political purposes, upon solicitation, is equally guilty under the law with the Federal official who illegally levies and collects the assessment. The one offense is looked upon more leniently because of the duress and compulsion which is supposed to ter orize the employe.

LA PAZ DESTROYED.

Surricane Plays Havoc With Lowe

California's Capital. San Francisco, Oct. 10 .- A dispatch received here yesterday from Guaymas tells of the complete destruction by a hurricane of La Paz, the capital of Lower Call

The dispatch said that the steamer Will-lamette Valley, of the Pacific IMail line, had been delayed two days at Guaymas by the same storm which devastated La Paz, but that she left Guaymas Tuesday night for the North

Mexicans here say that they have dis patches about a severe storm which pre valled all along the coast early this week.

Saved Livonia Sailors. London, Oct. 10.-The steamer Napier of North Shields, has arrived here with ten of the crew of the steamer Livonia, of Leith, which was sunk by collision with the Napier off the Island of Anland, Four-

Carries Old Time Texan Methods to Oklahoma's Back-woods.

Sheriff Jack Love Kill Both of Their Men.

of Texas, the oldest son of Gen. Sam Houston, and ex-Sheriff Jack Love, of Woodward.

A case was being tried before Justice Miffer, in which a boy was charged with stealing a keg of beer from the Santa Fe

Houston, as attorney for the railroad, was prosecuting, while the Jennings brothers were the defendant's attorneys. In the course of the examination of the witnesses, the he was passed from the Jennings boys to ex-Senator Houston, and

After the adjournment of courtex-Senator Houston and ex-Sheriff Jack Love went to

KILLED IN AN OPERA HOUSE. Actor Coleridge Fatally Hurt and Nine

from Corsicana says:

noon, by which Henry Colerange, of the "Devil's Auction" company, was instantly killed and nine other persons were badly injured.

Coleradge, who was master of transportation and manager of the calcium light, was testing a cylinder. There arose some doubt as to whether or not it contained black rate. black gas.

He struck a match and touched it to

WANT THE BELL IN MEXICO.

The Old Cracked Thing Wondrously

Diaz, an invitation for the exhibition of the bell in that country immediately after the close of the Atlanta Exposition.

also suggested that the bell shall risit the lowest point reached by railroad in Central America, and there have an ap-propriate ceremony suggestive of the pro-

While it is understood that the limes, pense of the bell while upon Mexican territory will be borne by the government and the citizens of the nation inviting it, it is, of course, necessary that the treasury shall be well re-enforced before the trip is

ALTGELD'S POVERTY.

He Can't Pay Expenses Out of Salary

geld has informed a correspondent that there is no foundation for Secretary Hisichsen's statement that the Governor had notified the Democratic State central ommittee that he would be a candidate for re-election.

He says nobody has asked him to run gain, and he has given the matter no

running the mansion BIG BLAZE AT PORTSMOUTH.

Over a Quarter of a Million Lost in

Norfolk, Va., Oct. 10.-A fire in Ports-nouth last night did damage exceeding

the ferry from Norfolk

Prisoner Stern's Family Arrive. New York, Oct. 10 .- Arrived, steamer

TRUE SON OF SAM HOUSTON

Quarrel in a Saloon, Where He and ex-

Woodward, Okl., Oct. 10.-Lawyer Ed. court Tuesday night and his brother nortally wounded. The men who did the shooting were ex-Senator Temple Houston

Railroad depot

All the lawyers jumped to their feet, pulled revolvers, and began firing, but the court and its officers restored order before anybody was hurt.

After the adjournment of courtex. Senator Houston and ex-Sueriff Jack Love went to the Cabinet saleon, a political resort, and while they were taking a drink the Jennings brothers came in, and the quarrel was renewed.

All pulled their pistols again, including ex-Sheriff Jack Love, who is a game frontiersman and a dead shot. At the first fire Ed. Jennings fell dead on the floor, and never uttered a word.

When John Jennings was raising his revolver his arm was pierced through, and the pistol fell to the floor. He was shot again through the body, but had vitality enough left to run out of the saloon and up the street 260 feet, where he fell. He is not yet dead, but cannot live until morning.

Ex-Senator Houston and ex-Sheriff Love went to the sheriff's office and gave themselves up. The coroner held an inquest yesterday, the jury rendering a verdiet in accordance with the facts, but failing to to lay the blame on anybody.

Temple Houston is one of the most brilliant orators in the Southwest. His speech nominating ex-Senator Regan for the Senate several years ago, was rated as the best ever made in Texas. His speech delivered at the dedication of the new State Capitol was also very cloquent. He is forty-five years old

Others Injured. Fort Worth, Tex., Oct. 10 - A special

An explosion of gas occurred in the Merchants Opera House yesterday afternoon, by which Henry Coleridge, of the

He struck a match and touched it to the cylinder and the explosion at once followed, wreeking the scenery and tearing out two windows. The noise was heard for many blocks.

When the snoke and gas cleared away Coleridge was found lying in a pool of blood. He was disembowled, and one of his legs was blown entirely off. The injured are:

Walter Moore, property man; Arthur Sutherland, local stage manager, Budd Diesbles, unknown negro; Alcus Mansel; Charles Ball, colored; Rose Avery and two little girls, members of the "Devil's Auction" company.

New York, Oct. 10.-The Columbian Liberty Bell committee has received from the government of Mexico, through President

It is intended that ceremonies shall be held with the bell at the graves of Hidalgo and Juarraz, and at other points in Mexico made sacred in the efforts of that nation for

ed connection by rail between North and outh America. While it is understood that the full ex-

and Allowance. Springfield, H1., Oct. 10 .- Gov. Alt

He has been figuring how soon he could et out of the office and begin to pay off

He says the office is a very expensive ne to bold, that he cannot get through on the salary and the amount allowed for

Lumber and Cotton.

\$250,000, destroying over one million feet of lumber, one thousand bales of cotton and one hundred thousand staves, be sides warehouses of the Scaboard Air Line and Oid Dominion Line of steamers Capt. John Ashiey and twenty colored men who were at work on the docks had to jump overboard to save their lives. y were picked up by the steamer

Yorktown.

It is reported that two of the men were drowned, but this statement can neither be verified nor contradicted.

The fire originated from a defective Engines were sent acros

New York, Oct. 10.—Arrived, steamer Spree, Breunen.
Among the passengers were G. A. Von Lingen, imperial German consul at Battimore, Mr. and Mrs. Seymour Hicks, Albert T. Plunnner, Dr. George A. Quimby, Rev. James W. Robbins, D. D.; and the family of Mr. Louis Stern, who is in confinement at Kissingen. The party consisted of Melville A. Stern, Miss Ima Stern.

Workmen Buried by a Collapse.
Berlin, Oct. 10.—Part of a large building used as a spinning mill in Bocholt, Westphalia, collapsed to-day, and twenty workmen were buried in the ruins. Several dead bodies have been taken out.

QUALMS OF CONSCIENCE



Versus the Pangs of Hunger,

Radicals Stone Comrades and Attack Rector's Residence.

SYMPATHY FROM MADRID

Spanish Cabinet Negotiates a Loan of \$15,000,000 and Talks of Sending More Troops to Cuba - Bitterness Be tween Cubans and Spaniards Increasing in the Provinces.

Barcelona, Oct. 10.-During yesterday afternoon a number of male-ntent students at the University here stoned their peace-

able comrades. When they tired of this they proceeded the windows.

Later they held a meeting, at which some Republican members of the Chamber of Deputies delivered harangues. The police finally stopped the meeting. Afterward a mob, numbering 1,500 persons, headed by two A narchists, m

to the University. Here the police arrest, ed the Anarchists and dispersed the mob. The students of Madrid have sent a telegraphic message of sympathy to the students of Barcelona. Measures have been taken to prevent dis order in the capital.

Madrid, Oct. 10.—The Cabinet has signed a loan of \$15,000,000 with the Banque de

Paris et du Pay Bas, wholly for Cuban expenses.
One-third of the loan is payable between
November 1 and 10, and the remaining installments will be paid in December and

Senor Canovas del Castillo, the Prim says that if the 25,000 destined for Cuba are not sufficient, 12,000

London, Oct. 10 .- The Times to-day will publish a dispatch from Havam stating that the bitterness between th Cubans and Spaniards in the province of Santa Clara is increasing. The numbers of the rebels there have been largely swelled lately, but they lack arms and am-

The dispatch adds that Captain General mpos, in an interview recently, ex-ssed annoyance at the attitude of the pressed annoyance at the attitude of the United States, especially in regard to the Spanish attempts to prevent the landing of fillbustering expeditions. He quoted the case of the steamer Allianca as an instance of needless trouble.

The Imparcial's Havana dispatch says he insurgents derailed a railway train in the province of Santa Clara yesterday by removing one of the rails of the track One man, a railway employe, was killed. The death of the rebel leader, Paco, is

Yellow fever is increasing in the province of Santiago de Cuba. DEATHS OF A DAY.

Lansing, Mich., Oct. 10.-Mrs. Saral Emera, the well-known lecturer and writer on woman suffrage, and who for several years past prominently identified herself with the Populist party, died this morning at her home in this city of cancer, after several months' painful illness. She had lectured in many States and was a powerful talker and an able writer. powerful talker and an able writer.

Wilkesbarre, Pa. Oct. 10.—Robert Miller, aged 20 years died at the City Hospital here at 9-30 o'clock this morning
from the injuries eccived in the explosion that occurred at the Dorrance mine on

Monday afternoon last. This is the sixth death from that explosion. Miller was a Million-bollar Fire.

Sydney, N. S. W. Oct. 10.—A block of buildings on Bayler street, in Coolgardie, Australia, was brined yesterday. The loss is estimated at £250,000.

Don't Like Blue Laws. New York, Oct. 19.—The German Amer-ican Reform Union held their convention last night at Maen erchor Hall. Resolutions were passed indorsing the ticket bominated by Tammany Hall, calling attention to the Bre Laws." and denounc-ing Commissioner Roosevett and Mayor

Trusler's Friends Will Now Take Revenge Upon His Faction.

They Declare the ex-President Shall Not Have a Solid Delegation to the Next National Convention.

Indianapolis, Oct. 10.—The complete re-turns from Tuesday's election show Taggart received a plurality over Trusler of 3,722 in a total vote of 31,260.

Stuckemeyer, Democrat, for city clerk, has a plurality over Nixon, Republican, of 917, and Cox, Democrat, for police judge, gir, and Cox, Democrat, for police judge, defeats Stubbs, Republican, by 1,186. The six Democratic councilmen-at-large are elected by pluralities ranging from 1,150 to 1,200 and the Democrats elect eight and the Republicans seven members of the council by wards.

It is claimed that as a result of the election Gen. Harrison will not be able to secure a solid delegation to the next National Republican Convention from Indiana.

It is estimated by the Trusler people that nearly 1,500 friends of Gen. Harrison either staid at home or refused to vote for the head of the Republican ticket. Truster's friends declare it will be impossible for Harrison to secure any force in this city without a bitter struggle and Republican managers are distressed by the threatened disorganization of the party

With the prestige of his victory here it is generally believed Democrats will unite and push him forward for the guber-

AFTER DEBRANT.

Lanneban Will Swear About Pawning

Ring on April 13. San Francisco; Oct. 10.—After Durrant's cross-examination has been concluded the defense will put on Charles T. Lannehan, who has not run away, as some people suspected, upon his fatiure to answer yes-terday morning.

Lannehan was only a little late and appeared in the corridor outside Judge Murphy's court room about 10:30 o'clock The prisoner was on the stand, however, and Launehan had to be content with a seat in the witness room during the day.

It is just possible that the examination of Durrant may consume both sessions to-day and part of to-morrow, but whenever the time comes, Lannehan will succeed him, ready to swear that he offered a ring to Ornendem or Artill 18 is been feet of the consulting the co Oppenheim on April 13 in the afternoon He will claim that the word "morning" in the letter to Deuprey was a slip of the pen and that he was positive the day was the 13th for the reason that the book at the pawn shop where he did succeed in

oledging the ring shows that that was the POSSIBLY YELLOW FEVER.

suspicious Death of Steamer's Engineer on High Seas.

New York, Oct. 10.—Miles Redmond, aged fifty, the second assistant engineer of the Ward line steamer City of Washington, died on September 29, one day out from Tampico, of a disease closely resembling yellow fever.

rainpact, or a therase closely resultaning yellow fever.

His body was buried at sea, and the ship proceeded to Prontera, where she was disinfected, and thence to Progresso and On arrival at quarantine this morning Health Officer Doty ordered a thorough disinfection of the vessel and transferred ten passengers who were not provided with acclimatization certificates to Hoffman Island until to-morrow, when five days will have elapsed from the time of leaving

very remote, but he prefers to be on suc sale side, and consequently detained the vessel. The steamer will be released from quaran-tine this afternoon, and will proceed to her Careful About Dairymen Carrinville, Ill., Oct. 10.—A special venire from 100 jurymen has been issued by Judge Fouke in the case of Ed. Bryant, Jack Frost and Ben Meyers, who attempted to rob the Chicago and Alton train near this place on May 1, in which Engineer Frank Holmes was killed. A motion for a separate trial in the case has been denied. The case is up for trial to-day, and will take a week.

STUDENT RIOTS IN SPAIN VERY BAD FOR HARRISON INQUISITIONS IN CHINA

Very Rigorous Proceedings .to Induce Prisoners to Confess.

SCENESOF THE LATE INQUIRY

Persons Accused of Participation in the Missionary Outrages Are Horribly Tortured by the Officials, and Englishmen Grow III While the Authorities Enjoy a Feast.

London, Oct. 10.-The Pall Mail Gazette publishes a letter from its correspondent in Kucheng, detailing the difficulties attend-

When the court is ready, the writer says. the accused man is brought in handcuffed. He is fifthy in appearance and has the wild and ghasily look of a starved man, which

The prisoner opens the proceedings by

swearing that he was nowhere near th scene of the massacre, and then the torture bygins. HORRIBLE TORTURE. The man is first compelled to kneel with his bare knees upon a coil of chain. His

head is dragged back and his pigtail is fastened to a rack high above his head. A pole is then thrust across his legs, and two solutions. oldiers stand on each end of it, crushing the poor wretch's knees into the coil of The British consul could not stand this method of extracting testimony and in-sisted that it be stopped. This was done as far as the proceedings in the court-room were concerned, but for an hour afterward the shricks of tormented pris

oners could be heard coming from a acent room, where the terture was conen the magistrates wanted to hear the confession of a tortured man the prisoner was brought back into the court prisoner was brought back into the courtroom. If he held back his confession he was threatened with resumption of his torture. This was usually sufficient to cause the prisoner to tell all he knew

rather than return to the torture chamber BEATEN WITH BAMBOOS. Besides the torture described the pris oners were beaten with bamboo sticks until their yells were most horrible to

One prisoner appeared in the court room unable to waik from the beating he had re-ceived, and another was unable to kneel because his knees had been broken by the chain links, and his thighs had been lacer-acted by the strokes of the bamboo rods. In the midst of such misery cakes, fruits

ten and wine were served and partaken of by the native officials, who could not un-derstand why the foreigners present pushed these delicacies aside, refusing to touch The correspondent declares that the powers ought to demand justice without forture, reaching the mandarin as promptly as the man who works in the field. The whole business he said the

whole business, he said, lies at the door of corrupt officials. SUPPOSED TRICHINAE

One Explanation of a Strange Mor tality Among Wedding Guests. Dubuque, Iowa, Oct. 10 .- Miss Olga Watt the fourth victim of the wholesale poisoning at the Taplin-Gage wedding near Sabula, Jackson county, four weeks

ago.

She died yesterday at her home, in
Barnesville, Ohio. Banker Hinsinger's son
continues very sick at Harvard College.

Of the eight cases at Sabula and vicinity
are reported. Dr. Burg. no further deaths are reported. Dr. Sugg, of Clinton, holds to the theory of tri-china in the pork, which he says was in-

Exile Laws to Be Repealed. London, Oct. 10.—The Standard to-day sublishes a dispatch from Paris, saying it is runnored that the recent visits to the French capital of so many sovereigns and princes closely related to the French royalties are likely to lead to the repeal of the laws of exile. In official and diplomatic circles in London the report that the French laws of exile will be repealed is not credited.

Colgrove Residence Gutted By a Quick Fire.

Loss on Furniture and Bric-a-Brac Will Probably Reach Fifteen Thousand Dollars.

The Colgrove residence, No. 1700 Fifteenth street, was damaged by fire and water this afternoon to the estimated ex-

tent of \$15,000. It was a few minutes past noon when flames burst from the basement and were seen by people on the street. The owner of the premises, Mr. J. B. Colgrove, of the Cojgrove Transportation Lines, with his wife and sons, Belah and Russell, who operate the Colonial Beach steamer City of Richmond, were on the upper floors when

the passers-by gave the alarm. the passers by gave the alarm.

By this time the fire had eaten its way
to the staircase running from the basement
to the parlor floor, and once here the
flames swept into the vestibule, parlor
and reception room, with their sumptions furnishings and rare paintings, among the latter being one by Van Dyke, said to be worth \$5,000.

worth \$5,000.

Belah Colgrove rushed into the office of his father on the first floor and sent out an automatic alarm, to which truck B and engine companies 1, 7 and 99 responded with all speed. Before the department reached the scene the fire had eaten into reached the scene the fire had caten into north end of the house and devastated the billiard room and conservatory. Great varys of rare porcelain crumbled under the the heat and the massive guit frames of the paintings fell to the floors with a crash. soon the flames were climbing to the apper stories and were cutting through the sleeping rooms. Streams were kept playing on the fire and after about forty minutes' fight, the fire yielded. There was considerable excitement in the neigh-

porhood and the street was blocked with The engines did good work and it was not long after they reached the spot that a flood of water was gushing and surging over the rich and costly carpets of the handsome home. The damage to the building is placed at about \$7,000, and on the furniture at \$8,000 or \$10,000. There is an insurance on the building of \$5,000, but none on the furniture and natural control of \$1,000. paintings.

The fire is thought to have originated from a defective flue.

THEY TIRE OF EACH OTHER.

Mrs. Amelie Rives Chapler Divorced From Her Wealthy Husband. New York, Oct. 10.-Mr. W. G. Maxwell, of the law firm of Chanier, Maxwell and of the law firm of Chanier, Maxwell and Phinp. 120 Broadway, is authority for the statement that a decree of divorce, on the ground of incompatibility, has been granted Mrs. Amelie Rives Chanier. It is stated that there was no opposition to the decree, and that nothing in the plendings or the proceedings reflected on either of the parties. Mr. Maxwell positively declines to give and further information, and would not say in what State the decree had been granted. Mrs. Chanier, known altocathor to the public as Amelic Rives, was nine years ago the most talked about person in this country, the President of the United States hardly excepted. It was in April, 1886, that Lippincou's Magazine published "The Quick or the Dead?" and, as the name under the title of this amazing novelette was Amelic Rives, all the world

straightway wanted to know who she was.

When it came out that she was a young woman, less than 23 years old, the daughter of a proad Virginia family, brought up in a quiet country place, there was universal amazement. Everything that could possibly be said of a book, whether in graine or m blame, was said of this book. could possibly be said of a book, whether in praise or in blame, was said of this book. As it was psculiarly open to ridicule, it was made the subject of jokes without number, of parodies, even of buriesques. Miss Rives was denounced as a wicked ing communication with Foo Chow and describing the trial of a prisoner implicated in the outrages upon missionaries.

Also sites was far. Also she was lauded and prairiest writer. Also she was lauded as the pertrayer of the flesh, and reviving love of youth and beauty. In 'ving love of youth and beauty. In reality, the book, calmly considered, was a rather crude, but fairly faithful, at lines almost stenographic report of the courtship of a romanic young man and a romanic young woman. A few months after its appearance came the announce-ment that Miss Rives was to marry ment that Miss Rives was to marry John Armstrong Chanler, one of the rich great-grandchildren of John Jacob

> Before the publication of "The Quick or the Dead?" Miss Rives had written several stories which had won fame for her, and flattering predictions in a narrow, but select, circle. Her cousin, Thomas Nelson Page, was her discoverer. From early childhood she had been writing. She lived at the beautiful old home, Castle Hill, in Albemarie county, Virginia, the county of the oldest families and the bluest blood. Her father was a Empire engage. Col. Alfred Press. was a famous engineer, Col. Alfred Rives lier gransfasher was a United States minister to France, and her mother was a famous beauty and a famous amateur singer. Between the "Quick or the Dead?" and "The Witness of the Sun" she married. Mr. and Mrs. Chanier went abroad, and it was soon announced that they were living in Paris, that she had given up writing in Pars, that she had given up writing for the time and was studying art. Grad-ually the excitement about her died out. She was very ill, she slowly recovered, writing during her convaiesence that very eccentric book, "According to St. John."

Then came several poems, notably As-modeus, poems of frothing Swinburnian Mr. and Mrs. Chanler traveled about Europe. He returned to further a schemi for sending picked American art student abroad for study. She did not come back until last January. After a short stay is New York, sh ewent down to her father' New York, so ewent down to her rather's house, where her husband joined her. Then she traveled in esearch of health through the far West. Mr. Chanler was in New Yor kthis last summer, and two months ago went to South Carolina, where he has undertaken some extensive enter-

At the last report, Mrs. Chanler was at her father's home leading the life of her girlhood in the house and in the surroundings she thas so often so well described it stories. She has no children. Mr Chapler has an income of perhaps \$30,000

As Mrs. Chanler's natural residence i Virginia, and as the Virginia laws would permit such a divorce, there seems to be a strong probability that it was got there, rbably of the Albemarle County courts

Married a Few Hours and Elope Married a Few Hours and Elopes
With a Former Lover.

Springfield, Mo., Oct. 10.—At 10 o'clock
yesterday morning Miss Eva Duncan and
John Mills, of this city, were married.

Seven hours later the bride deserted
her husband and was speeding toward
San Francisco in company of a former
lover, named William Angel. Mrs. Mills was well known in this

Mrs. Mills was well known in the city and had many suitors. Her parents opposed her marriage to Mills and It is alleged that her elopement with Angel was assisted by members of the femily.

Mills takes his desertion philosophi-From New York to Chicago.
Ottuniwa, Iowa, Oct. 10.—John Pallister, Iowa's champion long-listance rider, starts this morning for New York via Chicago. He will try to break Scarle's record for the distance between Chicago and New York, and will ride fifteen centuries on the route there and return. He has ridden executy conturies.

RARE PAINTINGS BURNED REBUKE FOR SCHOFIELD

Judge Bradley D'rects the Discharge of Major Armes.

TYRANNICAL AND UNJUST

In His Decision He Declares That It Was a Gratification of Personal Feeling That Caused the Arrest. Characterized as Unlawful and Capricious-Status of Retired Officers.

The supremacy of military law was given a severe blow to-day in a decision in the

It was rendered by Judge Bradley, and directed the discharge of the officer from the custody of the military authorities, at the same time denouncing the arrest

of Maj. Armes in unmistakable terms. Maj. Armes, his counsel, Messrs, Rabston k Siddons; Mr. J. N. Morrison, of the judge advocate general's office, and Lieut. Cummings, as representatives of Col. Closson, who made the arrest of Maj. Armes, were all present.

As was anticipated, Mr. Morrison, the military's advocate, gave notice of an appeal and the appeal bond was fixed in the customary sum of \$1,000. The appeal

is made in the name of Cot. Closson, the commanding officer mentioned above. In the beginning of his opinion the court recited the entire history of the writing and delivery of the alleged im-Scholie and delivery of the alleged im-proper letter by Major Amies to General Scholield, at that time acting Secretary of War, the subsequent arrest and con-finement at the barracks of the writer and his application for a writ of halpeas corpus, each step in which proceedings has been told in The Times. MAJOR ARMES STATUS.

"Does it appear by the return made by

the military in this matter that the pe-titioner is lawfully restricted of his

liberty?" asked Judge Bradley, "If not, he is entitled to be discharged. He is a retired officer, and as such, by the revised Statutes of the United States, he is subject to the articles and rules of war. and liable to trial by court-martial for a breach thereof.

and liable to trial by court-martial for a breach thereof.

"The rules and articles are not all applicable to retired officers, however, and necessarially must be interpreted to fit their condition. The petitioner, by certain of these regulations, is retired from active service, is withdrawn from the line of promotion, retired on part pay, and is assignable to duty at the Soldiers' Home, and there only.

"Of the 1.861 regulations of the Army, published by the Secretary of War in 1889, there is only one, No. 899, that imposes a duty upon a retired officer. That duty is to report his address monthly to the adjutant general, unless specially excused.

"The Constitution of the United States constitutes the President the commander inchief of the Army. The Army officers on the retired list are an element of the Army, and it consequently follows that the President is commander in-chief of the retired officers of the Army.

POWER OF THE PRESIDENT.

POWER OF THE PRESIDENT.

"His title, though, so far as it relates to them, appears to be an empty name, and novelette was Amelie Rives, all the world this function of the chief executive is un-accompanied by harrowing care or weighty responsibility.
"The return claims that Gen. Schofield, "The return claims that Gen. Schofield, on September 27, as acting Secretary of War, was the representative of the President as Armes' commander-in-chief, and therefore, when the letter complained of, addressed to 'Gen. Schofield, U. S. A., was read by him in his own office it was denied that the offense specified in the resturn was committed in his presence as acting Secretary of War.

"The counsel for the Government relied solely on article 65 of the rules and regulions to defend the military in its actions. That section provides that officers.

That section provides that officers charged with crime shall be arrested and confined in their barracks, quarters or

tents and be deprived of their swords by the commanding officer.

"On behalf of Maj. Armes it was stated that no charge was preferred against him at the time of his arrest, and that made no arrest was necessary. His claimed that by the articles of dians claimed that by the articles of with unnecessary to serve charges for an arrest under eight days, and that the word 'crime' in military signifulance meant any offense for which a person conic be court-martialed.

RIGHT OF ARREST. "It may be that where the penalty for an offense is imprisonment or death, an arrest may be made, for the penalty deals with the body of the offender, but where the penalty is reprimand or dis-missal an arrest and confinement would appear to be useless and non-essential. Custody is not essential to trial by court-

"In Maj. Armes case one charge is that

of conduct unbecoming an officer. The penalty is dismissal from the service. The other charge is conduct to the prejudice

of good order and military discipline, pun ishable at the discretion of the court-nartial, and under this there is no apparent necessity for arrest or cus Judge Bradley explained that both charges Judge bradley explained that bear charges were based upon the letter of September 27, which was a personal communication to the officer. It made grave charges, the court said, but if they were true he asked the question if that would constitute the two alleged crimes committed. If the petitioner believed or thought, asked Judge Bradley with comphasis, they were founded, would it be conduct unbecoming an officer? Any officer or soldier in service had a legal right to apply to

his superior officer for redress for wrongs an officer had committed, if he believes his superior has wronged him FOR PERSONAL REDRESS "If a retired officer has not a similar right. then there is a 'rigid' unwritten discrimi-nation against him that should receive

early attention from our national legis-Judge Bradley held that the charge of crime must be antedated by some act of freater moment than minor offenses, dis-orders and neglects. Commanding offiorders and neglects. Commanding offi-cers alone have power to make arrests, the court held. It was apparently "a gratifi-cation of personal feeling" that inspired the issuance of the order from the War De-partment. Close confinement can be en-forced only in cases of serious charges, ac-

cording to the Army rules.

The court ctoed his opinion in the fol-lowing language:

"Being of the opinion that the arrest and taking of the petitioner into custody was and is unjust, unlawful, arbitrary, tyrannical and capticious on the part of Gen. Schofield, in whatever capacity he acted, whether acting as Lieutenant General or as acting Secretary of War, and that the petitioner is entitled to be discharged, it is so

Auction Sales To-day.

Eighib street southeast, brick dwelling, No. 709, part lot 21, square 904. Sale Thursday, October 10, 4:30 p. m. Immediately thereafter frame dwelling on 1 street southeast, No. 706, part lot 4, square 904. By order of Samuel Cross and J. Holdsworth Gordon, trustees.